IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

TUESDAY, THE 26TH JUNE 2007 / 5TH ASHADHA 1929

WA.No. 1817 of 2004(B)

AGAINST THE JUDGEMENT IN OP.20814/2001 Dated 26/07/2001

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APPELLANTS/ RESPONDENTS IN THE OP:

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1. CUSTODIAN OF VESTED FOREST &
   CONSERVATOR OF FORESTS, VESTED FOREST CIRCLE,
   KOZHIKODE.

2. STATE OF KERALA,
   REPRESENTED BY THE CONSERVATOR OF VESTED FORESTS,
   KOZHIKODE.

3. THE FOREST TRIBUNAL, KOZHIKODE.

BY SPL. GOVERNMENT PLEADER FOR FOREST SHRI RANJITH THAMPAN.

RESPONDENTS/ PETITIONERS IN THE OP:

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1. T.K.RAMACHANDRAN (DIED)
   NO.37A, CO-OPERATIVE COLONY, COIMBATORE.

2. KRISHNASWAMY CHARITABLE SOCIETY,
   KALLEKAD, PALGHAT, REPRESENTED BY ITS SECRETARY,
   S.BALAKRISHNAN.

3. RADHAKRISHNAN, S/O. T.K.RAMACHANDRAN,
   NO.37A, CO-OPERATIVE COLONY, COIMBATORE.

4. MOHANDAS, S/O. T.K.RAMACHANDRAN,
   NO.37A, CO-OPERATIVE COLONY, COIMBATORE.

5. MRS.RAJESHWARI, D/O.T.K.RAMACHANDRAN,
   NO.37A, CO-OPERATIVE COLONY, COIMBATORE.

BY ADV. SRI.TOMY SEBASTIAN

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 26/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L.DATTU, C.J. & K.T.SANKARAN,J.

W.A. NO. 1817 OF 2004 &
C.M.APPL.NO.1999 OF 2004

Dated this the 26th June, 2007

JUDGMENT

H.L.DATTU, C.J.

The delay of 1071 days in filing the writ appeal is condoned.

2. Learned Special Government Pleader for Forest, Sri.Ranjith Thampan, would submit that in view of the orders passed by this Court in M.F.A.No.338 of 2003, dated 3rd August, 2005, the reliefs sought for by the appellants in this Writ Appeal would not survive for consideration.

3. Taking note of the submission made by the learned counsel, the Writ Appeal is disposed of as having become infructuous.

Ordered accordingly.

(H.L.DATTU)
Chief Justice

(K.T.SANKARAN)
Judge

ahz/